

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

- - - - - x

TRAVELERS CASUALTY AND SURETY COMPANY
OF AMERICA,

1:14-cv-576-FPG

Plaintiff,

against -

NOTICE OF APPEAL

DIPIZIO CONSTRUCTION COMPANY, INC.,
BOEHMER TRANSPORTATION CORP.,
GREAT LAKES CONCRETE PRODUCTS, LLC,
BERNARD DIPIZIO, LAURICE BOEHMER,
ROSANNE DIPIZIO, Individually and as Trustee
of BERNARD DIPIZIO FAMILY TRUST Under Trust
Agreement Dated October 12, 2000, DANIEL F.
DIPIZIO, as Trustee of BERNARD DIPIZIO FAMILY
TRUST Under Trust Agreement Dated October 12,
2000, STRADTMAN PARK, LLC and RICHARD P.
BOEHMER as Trustee of L. BOEHMER FAMILY TRUST
Under Agreement Dated December 14, 2012, and
CASTLE & MOSEY, L.P., a Purported Mortgagee
of Certain Real Property,

Defendants.

- - - - - x

PLEASE TAKE NOTICE, that Defendants-Appellants, Dipizio
Construction Company, Inc., et al., in the above-named case,
hereby appeal to the United States Court of Appeals for the
Second Circuit, from the Decision and Order annexed hereto as
"Exhibit 1", issued by the Honorable Frank P. Geraci, Jr.,
Chief Judge of the United States District Court, on April 16,
2017 (the "Order"), and entered in the Office of the Erie
County Clerk on April 17, 2018.

I HEREBY CERTIFY that I have filed this notice with the
Court's cm/ecf system, which will notify all counsel of
record.

DATED: May 15, 2018

LAW OFFICES OF DANIEL W. ISAACS, PLLC

By: /s/ Daniel W. Isaacs
Daniel W. Isaacs, Esq.

*Attorneys for Defendants DiPizio
Construction Company, Inc., Boehmer
Transportation Corp., Great Lakes
Concrete Products, LLC, Bernard
DiPizio, Laurice Boehmer, Rosanne
DiPizio, Individually and as
Trustee of Bernard DiPizio Family
Trust, Daniel F. DiPizio, as
Trustee Of Bernard DiPizio Family
Trust, Stradtman Park, LLC and
Richard P. Boehmer as Trustee of L.
Boehmer Family Trust,*

305 Broadway, Suite 202
New York, New York 10007
Telephone: (212) 925-3000
Email: daniel.isaacs@danwisaacs.esq.com